

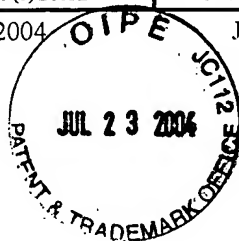


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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/799,178	03/12/2004	Joe W. Ferguson	31132.237

000027683
 HAYNES AND BOONE, LLP
 901 MAIN STREET, SUITE 3100
 DALLAS, TX 75202



CONFIRMATION NO. 8149

FORMALITIES LETTER



OC000000012819016

Date Mailed: 06/01/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

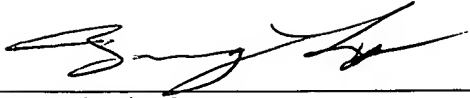
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07/26/2004 MAHMED1 00000030 10799178

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130.00 OP

A copy of this notice MUST be returned with the reply.

A handwritten signature in black ink, appearing to be "Zingher", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



Patent / Docket No. 31132.237
Customer No. 000027683

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Ferguson, et al.

Serial No. 10/799,178

Filed: March 12, 2004

For: Technique and Instrumentation for
Intervertebral Prosthesis Implantation Using
Independent Landmarks

§
§ Group Art Unit: 3732
§
§
§ Examiner: Unknown
§
§
§
§
§

TRANSMITTAL

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Alexandria, VA 22313-1450


Sir:

Enclosed are the following regarding the above-identified patent application:

1. The Notice to file Missing Parts of Application;
2. An executed Declaration;
3. A return postcard; and
4. a check in the amount of \$130.00.

The Commissioner is hereby authorized to charge payment of any further fees associated with any of the papers submitted herewith or to credit any overpayment to Deposit Account No. 08-1394.

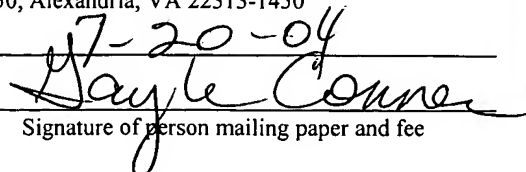
Respectfully submitted,


Julie M. Nickols
Reg. No. 50, 826

Date: 7/20/2004
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on

7-20-04

Signature of person mailing paper and fee